

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

BROWN et al

Serial No. 09/117,218

Filed: January 11, 1999

For: TREATMENT OF NON-NEURONAL CANCER USING HSV
MUTANT



Atty. Ref.: 620-70

Group:

Examiner:

1632
#9
7-25-00
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July 24, 2000

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT

Attached is a Form PTO 1449 listing the enclosed documents which are of record in copending Application No. 08/776,350. Consideration of the enclosed and return of an initialed copy of the attached Form PTO 1449, pursuant to MPEP §609, are requested.

This Information Disclosure Statement is intended to be in full compliance with the Rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable the applicants to fully comply.

Contingent Request Under Rule 97(c): Should a first Action on the merits have been issued on the same day or before this Information Disclosure Statement is filed, please accept this Information Disclosure Statement under Rule 97(c) and charge the requisite Rule 17(p) fee to the undersigned's Deposit Account No. 14-1140 under Order No. 620-70, and proceed to consider this Information Disclosure Statement.

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Contingent Petition under Rule 97(d)(ii): Should a final rejection or a Notice of Allowance have been issued on the same day or before the filing date of this Information Disclosure Statement, please consider this a Petition under Rule 97(d)(ii), charge the Petition fee to our Deposit Account No. 14-1140 under Order No. 620-70, and proceed to consider this Information Disclosure Statement under Rule 97(d).

Consideration of the foregoing enclosures plus a return of a copy of the attached Form PTO 1449, with the Examiner's initials in the left column, pursuant to MPEP §609, are requested.

The Examiner is requested to contact the undersigned if anything further is required in this regard.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: 

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